

To: CN=Don Wayne/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Robert Goo/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Maureen Tookey/OU=DC/O=USEPA/C=US
Sent: Wed 6/13/2012 7:56:30 PM
Subject: Re: CZARA OSDS - Time of transfer OSDS inspection program - Iowa example
<http://www.deq.state.or.us/wq/onsite/products.htm>
<http://www.iowadnr.gov/InsideDNR/RegulatoryWater/PrivateSepticSystems/TimeofTransfer.aspx>

Ok. I recall this being the issue for New Jersey a couple years ago. I am not sure about Oregon as you are saying. I'd have to look into it.

~Maureen

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**From:** Don Wayne/DC/USEPA/US  
**To:** Maureen Tookey/DC/USEPA/US@EPA  
**Cc:** Robert Goo/DC/USEPA/US@EPA  
**Date:** 06/13/2012 03:49 PM  
**Subject:** CZARA OSDS - Time of transfer OSDS inspection program - Iowa example

Maureen,

I heard you and Joyce on the call yesterday. Nice job. I was glad to hear the Iowa rep's presentation on Iowa's program.

Robert and I manage the CZARA program here in EPA HQ and must work with coastal states to ensure they have programs and "enforceable policies and mechanisms" in place for meeting the various CZARA management measures that EPA established back in 1993. (Robert was actually directly involved in the establishment of these management measures back in '93.)

EPA and NOAA has fully approved MA's Coastal Nonpoint Program (under CZARA), but OR's CNP has not yet been fully approved. One of OR's remaining conditions is the inspections provision for the existing OSDS management measures. We have told the coastal states that one sure way to meet this management measure is by passing this type of point-of-sale onsite inspection program. Oregon has been struggling to meet this condition.

If you are certain about Oregon's law, will you please send us information about it? It's my understanding that while alternative systems must comply with the time of transfer inspection requirement, conventional systems (which represent the majority of Oregon's systems) are exempt. See:  
<http://www.deq.state.or.us/wq/onsite/products.htm>

Don

From: Maureen Tooke/DC/USEPA/US  
 To: Robert Goo/DC/USEPA/US@EPA  
 Cc: Don Waye/DC/USEPA/US@EPA  
 Date: 06/13/2012 03:28 PM  
 Subject: Re: Fw: CZARA OSDS - Time of transfer OSDS inspection program - Iowa example

Joyce and I presented/participated on this workshop. Arizona, Massachusetts and Oregon are a few other states that has this provision as well. The two latter being coastal states.

~Maureen

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From: Robert Goo/DC/USEPA/US  
 To: "Maureen Tooke" <Tooke.Maureen@epamail.epa.gov>, "Joyce Hudson" <Hudson.Joyce@epamail.epa.gov>  
 Date: 06/13/2012 01:56 PM  
 Subject: Fw: CZARA OSDS - Time of transfer OSDS inspection program - Iowa example

Fyi

----- Original Message -----

From: Don Waye  
 Sent: 06/13/2012 01:43 PM EDT  
 To: Allison.Castellan@noaa.gov; john.kuriawa@noaa.gov; Robert Goo  
 Cc: Yolanda Brown; Barbara Keeler; Christina Yin; Rick Seaborne; Jayne Carlin; Thomas Davenport  
 Subject: CZARA OSDS - Time of transfer OSDS inspection program - Iowa example  
 Allison, John & Robert (cc select Regional NPS Coordinators),

I was on an OSDS call yesterday unrelated to CZARA (it was with all the Gulf Hypoxia states in the Mississippi River Basin). On the call I learned about Iowa's OSDS inspections requirements. Iowa passed a law in 2008 requiring OSDS inspections during time of property transfer effective as of July 1, 2009. While the law doesn't mandate that any failing septic system be fixed, as a point of fact, the disclosure of a failing system has been an extremely effective driver of repairs. The Iowa rep on yesterday's call reported that of the 18,000 systems inspected as a result of this new law, 6000 were repaired. I'm assuming that many of these were addressed by merely pumping full tanks. Even so, this points to both the high rate of failure of septic systems and the effectiveness of this type of law to correct deficiencies.

I know in the past we have not been able to provide coastal states with examples of states that have taken this approach, especially through passing laws. So now we actually have an example (albeit not a coastal state) and we have evidence that the law works as intended. The Iowa law has also driven the number of certified inspectors up across the state to keep up with the increased demand for inspections generated by the new law. Here's the link:  
<http://www.iowadnr.gov/InsideDNR/RegulatoryWater/PrivateSepticSystems/TimeofTransfer.aspx>

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